



# MINUTES

## BOARD OF SUPERVISORS, COUNTY OF MONO

### STATE OF CALIFORNIA

Regular Meetings: The First, Second,  
And Third Tuesday of each month

**REGULAR MEETING**  
**May 11, 2004**

County Courthouse  
Bridgeport, California 93517

9:00 a.m. Meeting called to order by Chairman Supervisor John Cecil

Pledge of Allegiance by Supervisor Byng Hunt

#### ROLL CALL

**PRESENT:** Supervisors Cecil, Farnetti, Hunt, Pipersky

**ABSENT:** Supervisor Ronci

**CLERK:** Renn Nolan

#### OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke

#### COUNTY ADMINISTRATIVE OFFICE

- 1) CAO Report and Tracking Report re Board Assignments (**David Wilbrecht**)  
CAO Report **ACTION:** Receive brief oral report by County Administrative Officer (CAO) regarding his activities. Review and potentially revise Tracking Report of Board assignments.  
No action After research by County Counsel there will possibly be a "Department Report/Emerging Issues" section on the agenda in the future. County Counsel will do more research on this issue and speak with Inyo County Counsel.

#### CLOSED SESSION

- 1-1) County Counsel has an urgency item to add to agenda.  
Urgency item Motion that Board has determined that there is a need to take immediate action with respect to the proposed agenda item, that the need for action came to the County's attention subsequent to the agenda being posted and, therefore that the Board add the item to the agenda.  
**Farnetti/Hunt 4-0 Absent: Ronci**

CONFERENCE WITH LEGAL COUNSEL – Existing litigation. Subdivision (a) of Government Code Section 54956.9. Name of Case: Mammoth Pacific LP v. Mono County Assessment Appeals Board, et al.

- 2) CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6.

Agency designated negotiators: David Wilbrecht, Marshall Rudolph, and Stephanie Kentala. Represented employee bargaining units: Local 39, Mono County Public Employees (MCPE); Management Council.

**3)** **Anticipated Litigation** CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9. Number of potential cases: One.

**4)** **Real Property Negotiators** CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code Section 54956.8. Property: 466 Mule Deer Drive. Agency negotiators: David Wilbrecht, Marshall Rudolph, and Rich Boardman. Negotiating parties: Mono County and Bettie June Anderson Trust under negotiation: price and terms of payment.

**Exit Closed**  
**Session 10:50** *No report from closed session.*  
*Recess 10:50 a.m. to 10:55 a.m.*

**5)** **Approval of Minutes** **APPROVAL OF MINUTES:**  
**Regular Meeting of May 4, 2004**  
Minutes are approved as presented  
*Pipersky/Farnetti 4-0 Absent: Ronci*

## **CONSENT AGENDA**

*Farnetti/Hunt 4-0 Absent: Ronci*

### **PUBLIC WORKS**

**6)** **Adopt Maintained Mileage Changes for Submittal to the State**  
**Adopt Maintained Mileage Changes for Submittal to the State**  
**R04-27** **ACTION:** Approve and authorize Chairman's signature on a **Resolution No. R04-27** accepting the changes to the County's maintained mileage for the fiscal year 2004-2005.

### **COMMUNITY DEVELOPMENT**

**7)** **Agreement for Professional Services- Bauer Planning & Environmental Services, Inc.**  
**Agreement for Professional Services- Bauer Planning & Environmental Services, Inc.**  
**M04-66** **ACTION:** Approve and authorize Chairman's signature on an **agreement** between the County of Mono and Bauer Planning & Environmental Services, Inc. for preparation of specific plan and environmental documents for the C&L Development, Paradise, CA.

### **BOARD OF SUPERVISORS**

**8)** **Placement of Juveniles Contract**  
**Placement of Juveniles Contract**  
**M04-67** **ACTION:** Approve and authorize Chairman's signature on a **contract** for the placement of juveniles in the Inyo County Juvenile Center pursuant to Section 872 of the Welfare and Institutions Code.

Addendum

**MENTAL HEALTH**

**8-(1)**

Approval of the  
Annual  
Substance  
Abuse and  
Crime  
Prevention Plan  
for FY 04-05  
R04-28

Approval of the Annual Substance Abuse and Crime Prevention Plan for FY 04-05

**ACTION:** Adopt and authorize the Chairman's signature on a proposed **Resolution No. R04-28** approving the Mono County FY 04-05 annual Substance Abuse and Crime Prevention plan for FY 04-05.

**REGULAR AGENDA**

**9)**

Correspondence

Correspondence pulled and discussed: 9b, 9h and 9i

**HEALTH DEPARTMENT**

**10a)**

MOU re:  
Antelope Valley  
Fire Protection  
District re:  
AVIS  
M04-68

MOU re: Antelope Valley Fire Protection District re: AVIS (**Dr. Richard Johnson**)

**ACTION:** Approve and authorize Chairman's signature on the **agreement** and first amendment to the 2003 Memorandum of Understanding (MOU) between the County of Mono and the Antelope Valley Fire Protection District pertaining to the Antelope Valley Information System (AVIS) which will allow Bioterrorism funds to upgrade the AVIS System and allow the County of Mono to place Public Service Announcement and Emergency Broadcasts on the System as needed.

*Hunt/Farnetti 4-0 Absent: Ronci*

**10b)**

West Nile Virus  
Update  
No action

West Nile Virus Update (**Dr. Richard Johnson**)

**ACTION:** Oral report updating the Board on the West Nile Virus.

**AUDITOR-CONTROLLER**

**11)**

Implementation  
of Increased  
Benefit Rates  
M04-69

Implementation of Increased Benefit Rates (**Roberta Reed**)

**ACTION:** Approve and authorize the Auditor-Controller to implement increased employee benefit rates effective July 1, 2004, in order to keep pace with mandatory employer PERS contributions.

*Farnetti/Pipersky 4-0 Absent: Ronci*

**BOARD OF SUPERVISORS**

**12)**

Special Uses in  
the National  
Monument  
No action

Special Uses in the National Monument (**Deanna Dulen, Superintendent- Devil's Postpile**)

**ACTION:** Presentation to the Board: "Special Uses in the National Monument."

Reds Meadow TOT tax all goes to Madera County. Possibly request that the tax go into a fund toward shuttle bus transportation to and from Devil's Postpile.

**COUNTY COUNSEL/COUNTY ADMINISTRATION**

**13a)**

MOU

MOU Amendment- Local 39 (**David Wilbrecht, Marshall Rudolph**)

**ACTION:** Approve and authorize Chairman's signature on a **Resolution NO. R04-29**

Amendment-  
Local 39  
R04-29

approving an agreement and third amendment to the Memorandum of Understanding (MOU) between the County of Mono and the IUOE, Stationary Local 39, AFL-CIO, pertaining to the bargaining unit known as the Mono County Public Employees (MCPE).

**Farnetti/Hunt 4-0 Absent: Ronci**

**13b)**

Creation of Fire  
and Rescue  
Department

Off agenda

Creation of Fire and Rescue Department (**David Wilbrecht, Stacey Simon**)

**ACTION:** Consider, introduce, read title and waive further reading of the proposed **Ordinance** adding Chapter 2.90 to the Mono County Code establishing a Fire and Rescue Department within the County of Mono. Direct Clerk to schedule ordinance for adoption at next regularly scheduled meeting. Provide any desired direction to staff.

**No action – off agenda**

## **BOARD OF SUPERVISORS- MONO COUNTY CHILD CARE COUNCIL**

**14)**

Mono County  
Child Care  
Council Bylaws  
Continued to  
June 1, 2004

Mono County Child Care Council Bylaws (**Stacey Mitchell, Coordinator**)

**ACTION:** (1) Appearance by Stacey Mitchell regarding issues related to childcare and membership of the Council, including future funding. (2) Consider and potentially approve revised Council bylaws. (3) Provide any direction to staff.

**CONTINUED to June 1, 2004**

## **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

No one spoke

## **PUBLIC WORKS**

**15a)**

Adoption of  
Disadvantage  
Business  
Enterprise  
(DBE) Program  
04/05  
R04-30

Adoption of Disadvantage Business Enterprise (DBE) Program 04/05 (**Susee Arellano**)

**ACTION:** Approve and authorize Chairman's signature on a **Resolution No. R04-30** adopting the "Disadvantaged Business Enterprise; (DBE) Program for 04/05.

**Pipersky/Hunt 4-0 Absent: Ronci**

**15b)**

Completion of  
Construction-  
Paradise &  
Pumice Valley  
Transfer  
Stations  
No action

Completion of Construction- Paradise & Pumice Valley Transfer Stations (**Evan Nikirk**)

**ACTION:** Consider scheduling a ribbon-cutting ceremony to celebrate the completion of construction for the Paradise and Pumice Valley transfer stations. Notice of Completion has been filed in the Clerk's office. Ribbon Cutting Ceremony – June 8, 2004 after the Board Meeting. Nikirk will prepare a cover sheet for this item.

**15c)**

Beverage  
Container  
Recycling Grant  
Application

R04-31

Beverage Container Recycling Grant Application (**Evan Nikirk**)

**ACTION:** Approve and authorize Chairman's signature on a **Resolution No. R04-31** authorizing the Director of Public Works to submit to the California Department of Conservation, Division of Recycling, and execute, on behalf of Mono County, all necessary documents for grant funding under provision of the California Beverage Container Recycling and Litter Reduction Act for fiscal year 2004/05.

**Farnetti/Hunt 4-0 Absent: Ronci**

**15d)**

BLM Request to  
Waive Gate  
Fees Associated  
with Illegal  
Dumping

BLM Request to Waive Gate Fees Associated with Illegal Dumping (**Evan Nikirk**)

**ACTION:** Deny a request from the Bishop Field Office of the Bureau of Land Management to waive gate fees associated with clean-up of illegal dumping on public lands.

**Hunt/Pipersky 4-0 Absent: Ronci**

Dumping  
M04-70

15e)

Membership  
Update- Local  
Solid Waste  
Task Force  
M04-71

Membership Update- Local Solid Waste Task Force (**Evan Nikirk**)

**ACTION:** Appoint Dennis Lampson as a permanent replacement for Dr. Jack Bertman as a member of the Local Solid Waste Task Force, remove three inactive members of said body, and ratify the remaining membership as listed in Exhibit #1 of Public Works Item #15c of Agenda of the Board of Supervisors of May 11, 2004. (attach Exhibit #1 from agenda )

***Hunt/Pipersky 4-0 Absent: Ronci***

15f)

Solid Waste Fee  
Program, Fiscal  
Year 2004-05

Solid Waste Fee Program, Fiscal Year 2004-05 (**Evan Nikirk**)

**ACTION:** (1) Approve and authorize Chairman's signature on a **Resolution No. R04-32** re-establishing the Mono County Solid Waste Fee Program for fiscal year 2004-05. (2) Approve and authorize Chairman's signature on a **Resolution No. R04-33** authorizing the implementation of a Solid Waste Fee Agreement with the Town of Mammoth Lakes for 04/05.

***Pipersky/Farnetti 4-0 Absent: Ronci***

***Hunt/Pipersky 4-0 Absent: Ronci***

R04-32  
R04-33

Adjourn  
Meeting

**ADJOURNMENT**

2:15 p.m.

Adjourn meeting and reconvene in regular session of **May 18, 2004**, at the hour of 9:00 a.m. in the Board Chambers, County Courthouse, Bridgeport, California.

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